

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

.....X
JULIAN (A.K.A JULIO) MARTINEZ PEREZ
and SERGIO SOLANO MENDOZA,
*individually and on behalf of others similarly
situated,*

1:18-cv-05834

Plaintiff,

-against-

**(PROPOSED)
ORDER TO SHOW CAUSE
TO OBTAIN DEFAULT JUDGMENT**

WEST SIDE PIZZA LLC (D/B/A WEST SIDE
CAFE AND PIZZA), WEST SIDE 72, INC. (D/B/A
WEST SIDE CAFE AND PIZZA), AKBAR
HOSSAIN (A.K.A SOHUD AHMED), BALI DOE,
and GEORGE DOE,

Defendants.

.....X

ORDER TO SHOW CAUSE

Upon the declaration of Michael Faillace, Esq. dated March 2, 2020 and attached exhibits, it is ORDERED:

That Defendants West Side Pizza LLC (D/B/A West Side Cafe and Pizza), West Side 72, Inc. (D/B/A West Side Cafe and Pizza), and Akbar Hossain (A.K.A Sohud Ahmed) shall appear to show cause before a motion term of this Court at Courtroom 240 of the United States Courthouse at 500 Pearl Street, in the City, County and State of New York, on _____, 2020, at _____ o'clock in the ____ thereof, or as soon thereafter as counsel may be heard, why a judgment of default should not be entered pursuant to Rule 55 of the Federal Rules of Civil Procedure against these Defendants; and it is further

ORDERED that service of a copy of this Order and annexed affirmation and exhibits upon the Defendants on or before ____ o'clock in the _____ on _____, 2020, by _____, shall be deemed good and sufficient service; and it is further

ORDERED that any opposition by Defendants be filed with this Court on or before ____ o'clock in the _____ on _____, 2020; and it is further

ORDERED that any reply papers by Plaintiff be filed with this Court on or before ____ o'clock in the _____ on _____, 2020; and it is further

ORDERED that the Defendants are advised that failure to respond to the Order to Show Cause may be grounds for the granting of a default judgment against them, in which event the defendants will have no trial; and it is further

ORDERED that the Plaintiff shall file proof of service of this Order to Show Cause by _____, 2020.

Dated: New York, New York

ISSUED: _____

HONORABLE JOHN G. KOELTL
UNITED STATES DISTRICT JUDGE

To:

Akbar Hossain (A.K.A Sohud Ahmed)
c/o West Side Cafe and Pizza
218 W 72nd Street
New York, NY 10023

West Side 72, Inc.
c/o West Side Cafe and Pizza
218 W 72nd Street
New York, NY 10023

West Side Pizza LLC
c/o West Side Cafe and Pizza
218 W 72nd Street
New York, NY 10023